

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)	
)	Criminal No. 05-30034-MAP
)	
v.)	21 U.S.C. § 841 (Distribution
)	and Possession with Intent to
)	Distribute Cocaine Base)
)	(Counts One and Two)
)	
JOSE RODRIGUEZ,)	18 U.S.C. § 2 (Aiding and
Defendant.)	Abetting) (Counts One and Two)

INDICTMENT

The Grand Jury charges that:

COUNT ONE: (Title 21, United States Code, Section 841:
Distribution and Possession with Intent to
Distribute Cocaine Base; Title 18, United States
Code, Section 2: Aiding and Abetting)

1. On or about January 24, 2005, in Hampden County, in the
District of Massachusetts,

JOSE RODRIGUEZ,

the defendant herein, did knowingly and intentionally distribute
and possess with intent to distribute a mixture or substance
containing a detectable amount of cocaine base in the form of
crack cocaine, a Schedule II controlled substance.

2. The offense described in Paragraph One of Count One of
this Indictment involved five grams or more of a mixture or
substance containing cocaine base in the form of crack cocaine.
Accordingly, Title 21, United States Code, Section
841(b)(1)(B)(iii) applies to this case.

All in violation of Title 21, United States Code, Section
841(a)(1), and Title 18, United States Code, Section 2.

COUNT TWO: (Title 21, United States Code, Section 841:
Distribution and Possession with Intent to
Distribute Cocaine Base; Title 18, United States
Code, Section 2: Aiding and Abetting)

1. On or about February 17, 2005, in Hampden County, in
the District of Massachusetts,

JOSE RODRIGUEZ,

the defendant herein, did knowingly and intentionally distribute
and possess with intent to distribute a mixture or substance
containing a detectable amount of cocaine base in the form of
crack cocaine, a Schedule II controlled substance.

2. The offense described in Paragraph One of Count Two of
this Indictment involved five grams or more of a mixture or
substance containing cocaine base in the form of crack cocaine.
Accordingly, Title 21, United States Code, Section
841(b)(1)(B)(iii) applies to this case.

All in violation of Title 21, United States Code, Section
841(a)(1), and Title 18, United States Code, Section 2.

FORFEITURE ALLEGATION

(21 U.S.C. § 853)

The Grand Jury further charges that:

1. As a result of the offenses alleged in Counts One and Two of this Indictment,

JOSE RODRIGUEZ,

defendant herein, shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendant obtained, directly or indirectly, as a result of the offenses, and any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses.

2. If any of the properties described in paragraph 1, above, as a result of any act or omission of the defendant -

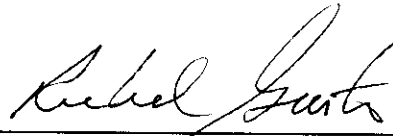
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any

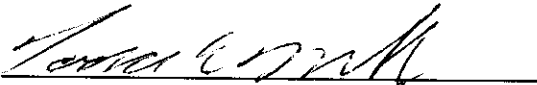
other property of the defendant up to the value of the property described in paragraph 1.

All in violation of Title 21, United States Code, Section 853.

A TRUE BILL



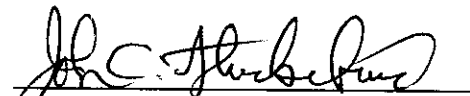
Foreperson of the Grand Jury



Todd E. Newhouse
Assistant U.S. Attorney

DISTRICT OF MASSACHUSETTS:

Returned into the District Court by the Grand
Jurors and filed on June 9, 2005.


Deputy Clerk of Court
3:55 PM

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: Massachusetts Category No. 2 Investigating Agency FBI

City Springfield Related Case Information:

County Hampden Superseding Ind./ Inf. _____ Case No. _____
Same Defendant _____ New Defendant _____
Magistrate Judge Case Number _____
Search Warrant Case Number _____
R 20/R 40 from District of _____

Defendant Information:

Defendant Name Jose Rodriguez Juvenile ☐ Yes ☒ No

Alias Name _____

Address 118 Bloomfield Street, Springfield, MA

Birth date (Year only): 1982 SSN (last 4 #): 8031 Sex M Race: Hispanic Nationality: _____

Defense Counsel if known: _____ Address: _____

Bar Number: _____

U.S. Attorney Information:

AUSA Todd E. Newhouse Bar Number if applicable _____

Interpreter: ☐ Yes ☒ No List language and/or dialect: _____

Matter to be SEALED: ☒ Yes ☐ No

☒ Warrant Requested ☐ Regular Process ☐ In Custody

Location Status:

Arrest Date: _____

☐ Already in Federal Custody as _____ in _____

☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Release: Ordered by _____ on _____

Charging Document: ☐ Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 2

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: June 9, 2005

Signature of AUSA: Todd E. Newhouse

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Jose Rodriguez

<u>Index Key/Code</u>		<u>U.S.C. Citations</u>	
		<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 841</u>	<u>Distribution & Possession w/Intent to Distribute</u> Cocaine Base	<u>1-2</u>
Set 2	<u>18 USC 2</u>	<u>Aiding and Abetting</u>	<u>1-2</u>
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____
ADDITIONAL INFORMATION:			